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5 UNITED STATES DISTRICT COURT  
6 WESTERN DISTRICT OF WASHINGTON  
7 AT SEATTLE

8 CORLIS VERNON,

9 Plaintiff,

10 v.

11 CLOSETS BY DESIGN INC. and CBD  
FRANCHISING INC.,

12 Defendants.

CASE NO. 2:23-cv-1180

MINUTE ORDER

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14 The following Minute Order is made by direction of the Court, the Honorable  
15 Jamal N. Whitehead, United States District Judge:

16 On August 7, 2023, Plaintiff Corlis Vernon filed a complaint against  
17 Defendants Closets by Design, Inc. and Home Organizers Inc. Dkt. No. 1. Closets by  
18 Design, Inc. and Home Organizers Inc. moved to dismiss Vernon's complaint on  
19 September 8, 2023. Dkt. No. 8. In lieu of responding, Vernon voluntarily dismissed  
20 his complaint without prejudice with respect to Home Organizers Inc. Dkt. No. 15.  
21 Vernon also filed an amended complaint, this time against Closets by Design, Inc.  
22 and CBD Franchising, Inc. Dkt. No. 16.  
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1 As a general rule, “an amended complaint supercedes the original complaint  
2 and renders it without legal effect.” *Lacey v. Maricopa Cnty.*, 693 F.3d 896, 927 (9th  
3 Cir. 2012). “Courts often apply this rule to motions to dismiss a complaint that has  
4 since been superseded and deny such motions as moot.” *Dahlstrom v. Life Care*  
5 *Centers of Am., Inc.*, No. 2:21-CV-01465-JHC, 2022 WL 7631419, at \*1 (W.D. Wash.  
6 Oct. 13, 2022) (quoting *Bisson v. Bank of Am., N.A.*, No. C12-0995JLR, 2012 WL  
7 5866309, at \*1 (W.D. Wash. Nov. 16, 2012)). Accordingly, Vernon’s amended  
8 complaint, Dkt. No. 16, is the operative pleading in this case and Closets by Design,  
9 Inc. and Home Organizers Inc.’s motion to dismiss, Dkt. No. 8, is moot.

10 Thus, the Court STRIKES Closets by Design, Inc. and Home Organizers  
11 Inc.’s, motion to dismiss, Dkt. No. 8. Instead, the Court will consider Closets by  
12 Design and Defendant CBD Franchising, Inc.’s motion to dismiss Vernon’s amended  
13 complaint. Dkt. No. 27.

14 Dated this 22nd day of November 2023.

15 Ravi Subramanian

16 Clerk

17 /s/ Kathleen Albert

18 Deputy Clerk  
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